

In re application of:

Yang et al.

Appl. No. 09/677,574

Filed: October 3, 2000

For:

High Fidelity Polymerases and

Uses Thereof

Confirmation No. 1982

Art Unit:

1652

Examiner:

Hutson, R.G.

Atty. Docket: 0942.4500004/BJD/MTT

Third Supplemental Information Disclosure Statement

Commissioner for Patents Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Second Supplemental Information Disclosure Statement filed on April 19, 2002, in connection with the above-captioned application. A copy of each document is also provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

This Third Supplemental Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application. Attached is our Check No. 37330 in the amount of \$ 180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

Consideration of the cited documents and making the same of record in the prosecution of the above-identified application is respectfully requested. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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AN AO AP OTHER (Including Author, Title, Date, Pertinent Pages, etc.) Lundberg, K.S., et al., "High-fidelity amplification using a thermostable DNA polymerase isolated from Pyrococcus furiosus," Gene 108:1-6, Elsevier Science B.V. (1991) AS 45 Myers, T.W., and Gelfand, D.H., "Reverse Transcription and DNA Amplification by Thermus thermophilus DNA Polymerase," Biochem. 30:7661-7666, The American Chemical Society (1991) Smith, J.R., et al., "Approach to Genotyping Errors Caused by Nontemplated Nucleotide Addition by Tag DNA Polymerase," Genome Res. 5:312-317, Cold Spring		AM								Yes No
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